

CLASSIFICATION OFFICE DECISION

Title of publication: Anne_15.mpg

Other known title(s): Anne15.mpg

OFLC ref: 802063

Medium: Computer Moving Image File

Distributor: Not stated

Director: Not stated

Producer: Not stated

Country of origin: Not stated

Language: English

Applicant: District Court at North Shore

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Excisions: No excisions recommended

Descriptive note: Contains explicit sex scenes.

Display conditions: None

Date of entry in Register: 13 March 2009

Date of direction to issue a label: No direction to issue a label has been issued

	Components	Running time
Timed component(s):	Anne_15.mpg	1:03
Total running time:		1:03

Summary of reasons for decision:

The computer moving image file consists of a brief sequence showing a young woman masturbating for the camera while an offscreen man encourages her. The sequence has the

characteristics of commercially produced sexual material. Because the filename suggests that the woman participant is a young person, the question of whether the clip promotes or supports, or tends to promote or support, the exploitation of young persons for sexual purposes has been considered. Although the young woman is flat-chested and slim-bodied, and responds with youthful naivety to the man's comments, she has the facial appearance and sexual development of a young adult and appears sexually experienced. The moving image file does not fulfil the above criteria. However, the clip is intended for the purpose of sexual arousal and is likely to have a negative effect on the development of sexual behaviour and attitudes of young viewers.

The New Zealand Bill of Rights Act 1990 has been considered in the application of the criteria of the Films, Videos, and Publications Classification Act 1993 to this publication. The classification places a limit on the freedom of expression, but the availability of the moving image file to children and young people is likely to be injurious to the public good. The classification is reasonable, demonstrably justifiable and the minimum required to avoid injury.